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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO

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IN RE: CATHODE RAY TUBE (CRT)
ANTITRUST LITIGATION

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This Document Relates to:

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*ViewSonic Corporation v. Chunghwa
Picture Tubes, Ltd. et al.*, No. 14-cv-02510

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Master File No. 3:07-cv-05944-SC
MDL No. 1917

The Honorable Samuel Conti

Individual Case No. 3:14-cv-02510

**DECLARATION OF ASTOR H. L.
HEAVEN IN SUPPORT OF VIEWSONIC
CORPORATION'S ADMINISTRATIVE
MOTION TO FILE UNDER SEAL
PURSUANT TO CIVIL LOCAL RULES 79-
5(d) AND 7-11**

1 I, Astor H.L. Heaven, hereby declare as follows:

2 1. I am an attorney with the law firm of Crowell & Moring LLP, which represents
 3 ViewSonic Corporation (“ViewSonic”) in the above-captioned action currently pending in the
 4 United States District Court for the Northern District of California. I am a member in good
 5 standing of the District of Columbia and Maryland bars, and am admitted to appear in this Court
 6 *pro hac vice* in *In re Cathode Ray Tube (CRT) Antitrust Litigation*, Case No. 07-5944-SC, MDL
 7 No. 1917 (“MDL 1917”). The matters stated herein are true to my own personal knowledge, and,
 8 if called as a witness, I could and would competently testify thereto.

9 2. I submit this declaration in accordance with Civil Local Rule 79-5 to set forth facts in
 10 support of ViewSonic’s Administrative Motion to File Under Seal Pursuant to Civil Local Rules
 11 79-5(d) and 7-11.

12 3. ViewSonic has disclosed or produced to parties in this action certain documents and
 13 information designated as either “Confidential” or “Highly Confidential” pursuant to the
 14 Stipulated Protective Order entered on June 18, 2008 (Dkt. No. 306) (“Protective Order”).

15 4. Pursuant to Civil Local Rules 79-5 and 7-11, this Court’s General Order No. 62,
 16 Electronic Filing of Documents Under Seal, effective May 10, 2010, and the Protective Order, I
 17 make this declaration on behalf of ViewSonic to provide the Court with a basis to maintain under
 18 seal the highlighted portions of ViewSonic’s Surreply to the Panasonic Defendants’ Motion to
 19 Dismiss and to Compel Arbitration (the “Surreply”).

20 5. The Surreply quotes from or describes Attachment A to the previously filed Declaration of
 21 Adam C. Hemlock (Dkt. No. 2768) (“Attachment A”). Attachment A contains confidential,
 22 nonpublic, and highly sensitive business information pertaining to ViewSonic’s operations, and
 23 was sealed pursuant to this Court’s Order Granting the Panasonic Defendants’ Administrative
 24 Motion to File Under Seal, dated September 5, 2014 (Dkt. No. 2800). I am informed or believe
 25 that ViewSonic considers any statements in the Surreply summarizing Attachment A to be highly
 26 confidential, and that public disclosure of this information would also likely cause harm to
 27 ViewSonic with respect to its vendors, competitors and/or customers. Accordingly, all portions of
 28

1 the Surreply that quote from or describe Attachment A should be maintained under seal.
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3 6. ViewSonic has narrowly tailored this sealing request to only those references thereto
4 necessary to protect its proprietary and sensitive business information. Accordingly, for the
5 reasons stated above, ViewSonic requests that the Court maintain all portions of the Surreply that
6 describe Attachment A, under seal.
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8 I declare under penalty of perjury of the laws of the United States that the foregoing is true
9 and correct.
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11 Executed this 13th day of October, 2014, in Washington, District of Columbia.
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13 /s/ Astor H.L. Heaven
14 Astor H.L. Heaven
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